

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking Regarding the
Implementation of the Suspension of Direct
Access Pursuant to Assembly Bill 1X and
Decision 01-09-060.

Rulemaking 02-01-011
(Filed January 9, 2002)

**ADMINISTRATIVE LAW JUDGE'S RULING
REVISING PROCEDURAL SCHEDULE
REGARDING THE DA CRS CAP REASSESSMENT**

This ruling revises the schedule set by ruling on January 24, 2003, for further proceedings to reassess the level of the cap on the Direct Access Cost Responsibility Surcharge (DA CRS), pursuant to Decision (D.) 02-11-022. These revisions are made in response to input from participants at the technical workshop held on February 6, 2003. The schedule adopted in the January 24, 2003 ruling for testimony and evidentiary hearings is superseded by the schedule set forth below.

Revised Schedule

Submission of Testimony

Prepared testimony shall be submitted in three installments according to the following schedule:

Installment 1 – due February 24, 2003: This installment shall be limited to testimony presented by the California Department of Water Resources (DWR) /Navigant and the investor-owned utilities (IOUs). DWR/Navigant shall submit direct testimony explaining its revised base case model, and sensitivity

runs, of DA CRS costs and revenues, in accordance with the process discussed at the workshop on February 6, 2003, applying the total portfolio approach adopted in D.02-11-022. The three IOUs shall each present concurrent testimony explaining the basis and assumptions underlying any utility-related data that they have provided as inputs into the modeling of the DA CRS runs presented by DWR/Navigant.

Installment 2 – due March 12, 2003: All interested parties (including the IOUs) may submit reply testimony in response to the base case modeling and sensitivity runs produced by DWR/Navigant, in conjunction with the IOUs. This second installment of testimony shall incorporate each party's case-in-chief analysis and proposals concerning the appropriate level of the DA CRS cap, and related issues as set forth in the January 24, 2003, ALJ ruling.

Installment 3- due March 20, 2003: All interested parties may submit rebuttal testimony in response to the March 12, 2003 testimony.

Subsequent Events

Prehearing Conference (starting at 10 a.m.): March 25, 2003

Evidentiary Hearings (starting at 9 a.m.): March 27-28; April 1-4; 7-8,

Opening Briefs: April 22

Reply Briefs: April 29

IT IS RULED that:

1. The schedule for testimony, hearings, and briefs set forth in the January 24, 2003 ruling is hereby superseded by the revised schedule established above.

2. The prehearing conference and evidentiary hearings, as scheduled above, shall be conducted in the Commission's Courtroom, State Office Building, 505 Van Ness Avenue, San Francisco, California.

Dated February 7, 2003, at San Francisco, California.

/s/ THOMAS R. PULSIFER

Thomas R. Pulsifer
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling Revising Procedural Schedule Regarding the DA CRS CAP Reassessment on all parties of record in this proceeding or their attorneys of record.

Dated February 7, 2003, at San Francisco, California.

/s/ JEANNIE CHANG

Jeannie Chang

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.

